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Docket No. 4712-124 US

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Diane Dunn McKay

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer No.
Rong-Tsun Wu	:	26817
	:	
Serial No. 10/648,651	:	Group Art Unit: 1654
	:	
Filed: August 25, 2003	:	Examiner: LEITH, Patricia A.
	:	
Title: EXTRACT OF PLANT DENDROBII	:	Confirmation No. 3873
CAULIS AND PREPARING PROCESS	:	
THEREOF	:	
	x	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In an August 24, 2004 Office Action, the Examiner required restriction to one of the following groups:

- I. Claims 1-6, drawn to an extract of Dendrobii Caulis, classified in class 424, subclass 725 for example.
- II. Claims 7-9, drawn to a method for preparing an extract of Dendrobii Caulis, classified in class 424, subclass 779 for example.

III. Claims 10-29, drawn to a method for preparing an extract of *Dendrobii*, classified in class 426, subclass 425 for example.

IV. Claims 30-33, drawn to an extract obtained according to the process of claim 10, classified in class 514, subclass 783 for example.

V. Claims 34-37, drawn to an eluate according to the process of claim 22, classified in class 208, subclass 311 for example.

VI. Claims 38-41, drawn to an eluate according to the process of claim 25, classified in class 424, subclass 773 for example.

VII. Claims 42-45, drawn to an eluate according to the process of claim 27, classified in class 424, subclass 773 for example.

VIII. Claims 46-49, drawn to an eluate according to the process of claim 29, classified in class 424, subclass 773 for example.

IX. Claims 50-57, drawn to a process for preparing an extract from a plant, classified in class 424, subclass 74 for example.

X. Claims 58-61, drawn to a substance defined by Figs. 5-11, classified in class 424, subclass 774 for example.

XI. Claims 62-65, drawn to a substance defined by Figs. 13-17, classified in class 424, subclass 725 for example.

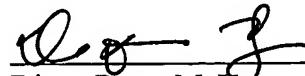
XII. Claims 66-69, drawn to a substance defined by Figs. 19-24, classified in class 424, subclass 779 for example.

Applicants hereby elect with traverse Group III, Claims 10-29, drawn to a method for preparing an extract of *Dendrobii*, classified in class 426, subclass 425 for example, for prosecution in this application. Applicants submit that a search of the method of Group III would uncover the non-elected Groups. Applicants respectfully request the right to file a divisional application directed to the nonelected claims.

A prompt action on the merits is earnestly solicited. The Examiner is invited to telephone the undersigned should he believe this would expedite prosecution of this application. It is believed no fee is required. The Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 13-2165.

Respectfully submitted,

Dated: September 17, 2004



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